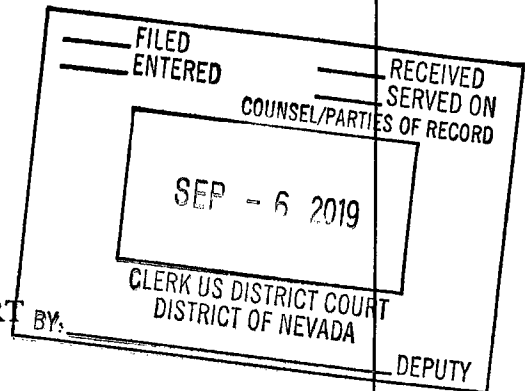


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8 Attorney for Defendant  
9 DANIEL NATHAN

10 UNITED STATES DISTRICT COURT  
11 DISTRICT OF NEVADA  
12 \*\*\*



13 UNITED STATES OF AMERICA, )

2:19-mj-00368- VCF

14 Plaintiff, )

*ORDER*

15 v. )

~~STIPULATION~~ AND ORDER TO  
CONTINUE PRELIMINARY  
EXAMINATION

16 DANIEL NATHAN, )

(THIRD REQUEST)

17 Defendant. )

18 IT IS HEREBY STIPULATED by and between DANIEL NATHAN, Defendant, by and  
19 through his counsel MICHAEL J MICELI, ESQ, and the United States of America, ROBERT  
20 KNIEF, Assistant United States Attorney, that the preliminary examination hearing currently  
21 scheduled for September 6, 2019 at 4:00 p.m., be vacated and reset to a date and time convenient  
22 to the Court but no sooner than sixty (60) days.

23 This Stipulation is entered into for the following reasons:

- 24 1. Counsel has spoken to the Defendant and he has no objections to the continuance.
- 25 2. Defendant is not currently incarcerated and on Pretrial Release.
- 26 3. The parties need additional time to discuss potential pre-indictment resolutions that  
27 may obviate the need to proceed with the preliminary hearing.  
28

1 4. The parties need a continuance to review discovery and discuss possible defendse and  
2 otherwise prepare for the preliminary hearing.

3 5. Additionally, denial of this request for continuance would result in a miscarriage of  
4 justice.

5 6. This is the second request for a continuance of the preliminary.

6 DATED this 5th day of September 2019.

7  
8  
9  
10 PITARO & FUMO, CHTD.

NICHOLAS A. TRUTANICH  
UNITED STATES ATTORNEY

11  
12  
13 /s/  
14 MICHAEL J. MICELI, ESQ.  
15 601 LAS VEGAS BOULEVARD, SOUTH  
16 LAS VEGAS, NEVADA 89101  
ATTORNEY FOR DEFENDANT  
ROOSEVELT JONES

/s/  
ROBERT KNIEF, ESQ.  
ASSISTANT UNITED STATES ATTORNEYS  
501 LAS VEGAS BOULEVARD SOUTH. #1100  
LAS VEGAS, NEVADA 89101

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

\* \* \*

UNITED STATES OF AMERICA,

2:19-mj-00368- VCF

Plaintiff,

v.

DANIEL NATHAN,

Defendant.

FINDINGS OF FACT

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds:

This Stipulation is entered into for the following reasons:

1. Counsel has spoken to the Defendant and he has no objections to the continuance.
2. Defendant is not currently incarcerated and on Pretrial Release.
3. The parties need additional time to discuss potential pre-indictment resolutions that may obviate the need to proceed with the preliminary hearing.
4. The parties need a continuance to review discovery and discuss possible defense and otherwise prepare for the preliminary hearing.
5. Additionally, denial of this request for continuance would result in a miscarriage of justice.
6. This is the second request for a continuance of the preliminary.

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**IT IS THEREFORE ORDERED** that the preliminary examination in the above captioned matter currently scheduled for September 6, 2019 at 4:00 p.m., be vacated and continued to November 12, 2019, at 4:00 p.m.

Car. F. Baker

CAM FERENBACH  
U.S. MAGISTRATE JUDGE